

ESTTA Tracking number: **ESTTA495850**

Filing date: **09/21/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91202949
Party	Defendant Scholastic Inc.
Correspondence Address	MARY SOTIS FRANKFURT KURNIT KLEIN SELZ PC 488 MADISON AVE FL 10 NEW YORK, NY 10022 5754 UNITED STATES pto@fkks.com, rkronman@fkks.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Mary Sotis
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Date	09/21/2012
Attachments	Motion for Suspension - Opp No 91202949.pdf ( 3 pages )(231666 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Applicant : Scholastic Inc.  
557 Broadway, New York, New York 10012

Trademark : DR. PHIZZ THE MAD SCIENCE WIZZ

Serial No. : 85/258,024

Filed : March 4, 2011

Published : August 16, 2011

Class : 028

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2946033 CANADA INC.  
DBA THE MAD SCIENCE GROUP,

Opposer,  
-v-

Opposition No. 91202949  
Serial No. 85/258,024

SCHOLASTIC INC.

Applicant.

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**STIPULATED MOTION FOR SUSPENSION**

Pursuant to 37 C.F.R. § 2.117, Scholastic Inc. ("Applicant") hereby moves for an order suspending the opposition in the above-captioned proceeding by one (1) month from the Board's order dated June 21, 2012 and resetting the trial schedule accordingly.

This motion is submitted in good faith, and is not submitted for reasons of delay. Opposer 2946033 Canada Inc. DBA The Mad Science Group, through its counsel, David Bell of Haynes and Boone, LLP consented to this Motion For Suspension on September 20, 2012 with Applicant's counsel, Rachel Kronman of Frankfurt Kurnit Klein & Selz, PC.

It is respectfully requested that the opposition be suspended and the dates be reset as follows:

Initial Disclosures Due	10/22/2012
Expert Disclosures Due	2/19/2013
Discovery Closes	3/21/2013
Plaintiff's Pretrial Disclosures	5/5/2013
Plaintiff's 30-day Trial Period Ends	6/19/2013
Defendant's Pretrial Disclosures	7/4/2013
Defendant's 30-day Trial Period Ends	8/18/2013
Plaintiff's Rebuttal Disclosures	9/2/2013
Plaintiff's 15-day Rebuttal Period Ends	10/2/2013

Dated: New York, New York

September 21, 2012

Respectfully submitted,

FRANKFURT KURNIT KLEIN & SELZ, PC

By:



Mary Sotis  
Rachel Kronman  
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Attorneys for Applicant, Scholastic Inc.

### CERTIFICATE OF SERVICE

I hereby certify that on this 21st day of September 2012, I caused a copy of the foregoing submission to be served, by the means indicated below, upon:

#### VIA E-MAIL

David A. Bell  
Attorney for Opposer  
Haynes and Boone, LLP  
2323 Victory Avenue, Suite 700  
Dallas, Texas 75202-3789  
david.bell@haynesboone.com

A handwritten signature in cursive script, appearing to read "Matthew Bart", written in black ink.

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Matthew Bart